

The Honorable James L. Robart

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICROSOFT CORPORATION, a Washington  
corporation,

Plaintiff,

v.

MOTOROLA, INC., and MOTOROLA  
MOBILITY LLC, and GENERAL  
INSTRUMENT CORPORATION,

Defendants.

CASE NO. C10-1823-JLR

DECLARATION OF CHERYL A. BERRY  
IN SUPPORT OF DEFENDANTS'  
OPPOSITION TO MICROSOFT'S RULE  
702 MOTION TO PRECLUDE  
TESTIMONY BY MOTOROLA'S  
EXPERTS

**NOTED ON MOTION CALENDAR:  
Wednesday, July 31, 2013 at 10:00a.m.**

DECLARATION OF CHERYL A. BERRY IN SUPPORT OF  
DEFENDANTS' OPPOSITION TO MICROSOFT'S RULE  
702 MOTION TO PRECLUDE TESTIMONY BY  
MOTOROLA'S EXPERTS  
CASE NO. C10-1823-JLR

SUMMIT LAW GROUP PLLC  
315 FIFTH AVENUE SOUTH, SUITE 1000  
SEATTLE, WASHINGTON 98104-2682  
Telephone: (206) 676-7000  
Fax: (206) 676-7001

1 I, Cheryl A. Berry, declare as follows:

2 1. I am an attorney at the law firm of Quinn Emanuel Urquhart & Sullivan, LLP,  
3 counsel of record for Defendants in this matter. I have personal knowledge of the facts stated  
4 herein and if called to testify could and would competently testify thereto.

5 2. Attached as Exhibit A is a true and correct copy of cited excerpts of the transcript  
6 of the June 19, 2013 deposition of Richard Holleman.

7 3. Attached as Exhibit B is a true and correct copy of cited excerpts of the transcript  
8 of the June 14, 2013 deposition of Dr. Maximilian Haedicke.

9 4. Attached as Exhibit C is a true and correct copy of cited excerpts of the transcript  
10 of the June 24, 2013 deposition of Bradley Keller.

11 EXECUTED this 12th day of July, 2013, at Redwood Shores, California.

12  
13 /s/ Cheryl A. Berry  
Cheryl A. Berry

**CERTIFICATE OF SERVICE**

I hereby certify that on this day I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Arthur W. Harrigan, Jr., Esq.  
Christopher T. Wion, Esq.  
Shane P. Cramer, Esq.  
Calfo Harrigan Leyh & Eakes LLP  
*arthurh@calfoharrigan.com*  
*chrisw@calfoharrigan.com*  
*shanec@calfoharrigan.com*

Richard A. Cederoth, Esq.  
Brian R. Nester, Esq.  
David T. Pritikin, Esq.  
Douglas I. Lewis, Esq.  
John W. McBride, Esq.  
William H. Baumgartner, Jr., Esq.  
David C. Giardina, Esq.  
Carter G. Phillips, Esq.  
Constantine L. Trela, Jr., Esq.  
Ellen S. Robbins, Esq.  
Nathaniel C. Love, Esq.  
Sidley Austin LLP  
*rcederoth@sidley.com*  
*bnester@sidley.com*  
*dpritikin@sidley.com*  
*dilewis@sidley.com*  
*jwmcbride@sidley.com*  
*wbaumgartner@sidley.com*  
*dgiardina@sidley.com*  
*cphillips@sidley.com*  
*ctrela@sidley.com*  
*erobbins@sidley.com*  
*nlove@sidley.com*

T. Andrew Culbert, Esq.  
David E. Killough, Esq.  
Microsoft Corp.  
*andycu@microsoft.com*  
*davkill@microsoft.com*

DATED this 12th day of July, 2013.

/s/ Marcia A. Ripley  
Marcia A. Ripley